

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING
HELD ON TUESDAY, NOVEMBER 22, 2005
AT 7:00 P.M.

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MICHIGAN 48042

PRESENT: JOHN D. BRENNAN, SUPERVISOR
MICHAEL D. KOEHS, CLERK
MARIE MALBURG, TREASURER
TRUSTEES: DINO F. BUCCI, JR.
JANET DUNN
ROGER KRZEMINSKI
NANCY NEVERS

ABSENT: NONE

Also in attendance: James Gelios, Deputy Clerk
Jerome R. Schmeiser, Community Planning Consultant
Lawrence W. Dloski, Township Attorney
James Van Tiflin, Township Engineer of Spalding DeDecker
& Associates. (Additional attendance record on file with
Clerk)

Call Meeting to Order

Supervisor BRENNAN called the meeting to order at 7:00 p.m.

Pledge of Allegiance

1. Roll Call

Clerk KOEHS called the Roll Call. All Members present.

2. Approval of Agenda Items (with any corrections)

MOTION by BUCCI seconded by DUNN to approve amended agenda as discussed.

MOTION carried.

3. Approval of Bills

MOTION by KRZEMISKI seconded by NEVERS to approve both Bill Runs as submitted.

MOTION carried.

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4. Approval of the November 9, 2005 previous Meeting Minutes

MOTION by BUCCI seconded by MALBURG to approve the November 9, 2005 previous Meeting Minutes with the condition that the motion relating to agenda item number 12 is corrected to reflect that the motion was made by Roger Krzeminski and supported by Marie Malburg.

MOTION carried.

5. **CONSENT AGENDA ITEMS:**

5A. **Clerks Department:**

1. Release of wall Sign Bond; Custom Floor Design, 50846 Romeo Plank Road.
2. Release of Wall Sign Bond; Diamond Pet Salon, 46808 Hayes Road.
3. Release of Landscape Bond; Villagio Subdivision Permanent Parcel No. 08-06-200-046
4. Landscape Bond Return; Hidden Meadows South Subdivision. Permanent Parcel No. 08-26-351-013
5. Monuments and Irons Bond Return; Turnberry Pointe Subdivision. Permanent Parcel No. 08-29-226-021

Addition:

6. Site Plan Bond Release; Fountains of Macomb; Permanent Parcel No. 08-30-354-024

5B. **Department Monthly Reports:**

1. Macomb County Sheriffs Department
2. Building Department
3. Fire Department
4. Water/Sewer Department
5. Parks and Recreation Department

MOTION by DUNN seconded by NEVERS to approve the consent agenda items as requested.

MOTION carried.

6. Public Comments (Non Agenda items only - 3 minute time limit) - None

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PUBLIC HEARING:

7. **Request to Adopt Resolution No. 2; SAD; Detention Basin; Clearstone Subdivision;** Located on the southwest corner of 26 Mile and Luchtman Roads; Salvatore DiMercurio & Frank Karam, Petitioners. Permanent Parcel No. 08-05-200-011.

Supervisor BRENNAN opened the Public Hearing at 7:04 p.m. and reviewed the request.

Public Portion: None

MOTION by DUNN seconded by NEVERS to close the Public Hearing at 7:05 p.m.

MOTION carried.

MOTION by DUNN seconded by MALBURG to adopt resolution number 2 to create special assessment district for the Detention Basin for Clearstone Subdivision. Permanent Parcel 08-05-200-011 the resolution is as follows:

Clearstone Subdivision

RESOLUTION NO. 2

Minutes of a regular meeting of the Township Board of the Township of Macomb, County of Macomb, Michigan, held in the Township Hall in said Township on November 22, 2005, at 7:00 o'clock P.M. Eastern Standard Time.

PRESENT MEMBERS John D. Brennan, Michael D. Koehs, Marie E. Malburg, Dino F. Bucci, Jr., Nancy J. Nevers, Janet Dunn, Roger Krzeminski

ABSENT MEMBERS None.

The following preamble and resolution were offered by Member DUNN and supported by Member MALBURG.

WHEREAS, the Macomb Township Board (the "Township") has adopted a resolution dated October 26, 2005, establishing a Special Assessment District subject to a public hearing, for the purpose of maintaining and operating a detention basin described in Exhibit "A" attached hereto (the "Basin"); and

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WHEREAS, pursuant to Section 192a(2) and 192a(5) of Act 288, P.A. 1967, as amended, (the "Act"), proper notice having been given, a hearing was held on November 22, 2005, on creation and maintaining the detention basin, including but not limited to, the operation and maintenance of pumps and appurtenances, the cutting of grass and removal of weeds and other debris, by special assessment on the property benefited thereby. At such hearing, the establishment of the Special Assessment District and defraying the cost of operating and maintaining the detention basin, by special assessment was approved; and

WHEREAS, the Special Assessment District consists of lots 1 through 118 except Lots 34, 102 and 103 Clearstone Subdivision (the "Plat"), as described in Exhibit "B" attached hereto, as approved by the Township; and

WHEREAS, Lots 1 through 118 except Lots 34, 102 and 103, within the Plat are benefited by the detention basin; and

WHEREAS, pursuant to Section 192a(3) of the Act allows the Township to, subject to approval at public hearing, determine the annual cost of the operation and maintenance of the detention/retention basin, determine the annual special assessment levy, prepare a special assessment roll, and direct the spread of the assessment levy on all property in the district.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE TOWNSHIP OF MACOMB, MACOMB COUNTY, MICHIGAN:

- 1. That the Special Assessment District created by resolution on October 26, 2005 and approved at a public hearing on November 22, 2005 is confirmed. The boundaries of this Special Assessment District are more particularly described in Exhibit "B" attached to this Resolution and made a part hereof.**
- 2. That the authority to defray the cost of operating and maintaining the detention basin by special assessment on the property benefited thereby as adopted by the Township by resolution on October 26, 2005 and approved at a public hearing on November 22, 2005 is confirmed.**
- 3. That in the event the Township has or intends to expend funds for the maintenance and operation of said detention basin, the Township shall prepare a special assessment roll, determine that annual cost of the operation and maintenance of the detention basin, establish an annual special assessment levy, and prepare a plan to spread the assessment levy**

on each lot within the Special Assessment District be equal to the annual cost of the operation and maintenance of the detention basin multiplied by a fraction, the numerator of which is one (1) and the denominator of which is the total number of lots in the Special Assessment District, which includes all lots in Winding Creek Subdivision, all lots in Emerald Green Subdivision, and all lots in Clearstone Subdivision except Lots 34, 102 and 103.

4. That after the determination of the annual cost of the operation and maintenance of the detention basin, the Township shall give notice of and hold a public hearing to approve such costs, the establishment of the annual special assessment levy and the plan to spread the annual special assessment.

5. That the Township Board be and hereby is authorized, empowered and directed to make, execute and deliver any and all instruments, papers and documents and to do and perform any and all acts and things which shall be or become necessary, proper, convenient or desirable to carry out, put into effect, or make operative any and all matters and things authorized or permitted to be done in the hereinabove resolution.

AYES: DUNN, MALBURG, BUCCI, KRZEMINSKI, NEVERS, KOEHS,
BRENNAN.
NAYS: NONE.

MICHAEL D. KOEHS, CMC
MACOMB TOWNSHIP CLERK

RESOLUTION DECLARED ADOPTED.

8. **Request to Adopt the Resolution Creating the SAD; Street Lighting; Chelsea Court;** Located south of 22 Mile Road approximately ½ mile west of Heydenreich Road; Cornerstone Land Development, Co., Petitioner. Permanent Parcel No. 08-28-200-025

Supervisor BRENNAN opened the Public Hearing at 7:06 p.m. and reviewed the request.

Public Portion: None

MOTION by BUCCI seconded by MALBURG to close the Public Hearing at 7:07 p.m.

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MOTION carried.

MOTION by BUCCI seconded by DUNN to adopt the resolution to create the special assessment district for Street Lighting for the Chelsea Court Subdivision Permanent Parcel No. 08-28-200-025 the resolution is as follows:

STREET LIGHTING CHELSEA COURT SUBDIVISION

RESOLUTION ORDERING ESTABLISHMENT

OF STREET LIGHTING DISTRICT

Minutes of a regular meeting of the Township Board of the Township of Macomb, County of Macomb, Michigan, held in the Township Hall in said Township on November 22, 2005, at 7:00 P.M., Eastern Standard Time.

PRESENT: John D. Brennan, Michael D. Koehs, Marie E. Malburg, Janet Dunn, Dino F. Bucci, Jr., Roger Krzeminski, Nancy Nevers.

ABSENT: None.

The following preamble and resolution were offered by Member BUCCI and supported by Member DUNN.

WHEREAS, pursuant to 1989 PA 80 (the "Act"), the Township Board is empowered to establish a Special Assessment for the installation and maintenance of street lighting on its motion or upon the submission of petitions as prescribed in the Act; and

WHEREAS, the Township Board has determined that the installation of a street light or lights illuminating street serving lands described in Exhibit "A" is necessary to preserve the public health; and

WHEREAS, the Township Board desires to establish a Special Assessment District obligating the benefited owners to pay for the cost of installation and operation of street lighting; and

WHEREAS, a public hearing for the establishment of a Special Assessment District for street lighting was held coincident with this meeting and was prefaced by published and mailed notice as required by the Act and 1962 PA 162.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF
THE TOWNSHIP OF MACOMB, MACOMB COUNTY, MICHIGAN:**

1. It is hereby directed that a street light or lights shall be installed at Chelsea Court Subdivision, which will illuminate streets, serving and benefiting the lot(s) and/or parcel(s) of land described in Exhibit "A".

2. A Special Assessment District consisting of the lot(s) and parcel(s) described in Exhibit "A" is hereby established and the cost for installation of said street lights(s) and all future electrical service be levied against the parcel(s) and/or lot(s) so described in direct proportion to the benefit conferred.

3. The annual electrical service charge is One Thousand Nine Hundred Eighty Two dollars and 40/100 (\$1,982.40). Three times the annual cost is Five Thousand Nine Hundred Forty Seven dollars and 21/100 (\$5,947.21). Total project cost is Twenty One Thousand Five Hundred Fifty dollars and 19/100 (\$21,550.19). The petitioner contribution amount is Fifteen Thousand Six Hundred Two dollars and 98/100 (\$15,602.98). The Townships at large contribution is zero dollars and 00/100 (\$0.00).

4. The Township Board shall hereafter annually determine the amount to be assessed in the district for lighting and shall direct the assessor to levy this amount. The assessment may be made either in a special assessment roll or in a column provided in the regular tax roll. The assessment shall be spread and become due and be collected at the same time as the other Township taxes are assessed, levied and collected and shall be returned in the same manner for nonpayment.

**AYES: BUCCI, DUNN, NEVERS, KRZEMINSKI, MALBURG, KOEHS,
 BRENNAN**

NAYS: NONE

ABSENT: NONE

**MICHAEL D. KOEHS, CMC
MACOMB TOWNSHIP CLERK**

RESOLUTION DECLARED ADOPTED.

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9. **Request to Adopt the Resolution Creating the SAD; Street Lighting; Elan Estates Subdivision;** Located on the south side of 24 Mile Road, approximately ¼ mile east of Card Road; Elan Estates, LLC, Petitioner. Permanent Parcel No. 08-14-100-003.

Supervisor BRENNAN opened the Public Hearing at 7:08 p.m. and reviewed the request.

Public Portion: None

MOTION by MALBURG seconded by KOEHS to close the Public Hearing at 7:09 p.m.

MOTION carried.

MOTION by DUNN seconded by MALBURG to adopt the resolution to create the special assessment district for Street Lighting for the Elan Estates Subdivision Permanent Parcel No. 08-14-100-003 the resolution is as follows:

**Street Lighting Elan Estates Subdivision
RESOLUTION ORDERING ESTABLISHMENT
OF STREET LIGHTING DISTRICT**

Minutes of a regular meeting of the Township Board of the Township of Macomb, County of Macomb, Michigan, held in the Township Hall in said Township on November 22, 2005, at 7:00 P.M., Eastern Standard Time.

PRESENT: John D. Brennan, Michael D. Koehs, Marie E. Malburg, Janet Dunn, Dino F. Bucci, Jr., Roger Krzeminski, Nancy Nevers.

ABSENT: None.

The following preamble and resolution were offered by Member DUNN and supported by Member MALBURG.

WHEREAS, pursuant to 1989 PA 80 (the "Act"), the Township Board is empowered to establish a Special Assessment for the installation and maintenance of street lighting on its motion or upon the submission of petitions as prescribed in the Act; and

WHEREAS, the Township Board has determined that the installation of a street light or lights illuminating street serving lands described in Exhibit "A" is necessary to preserve the public health; and

WHEREAS, the Township Board desires to establish a Special Assessment District obligating the benefited owners to pay for the cost of installation and operation of street lighting; and

WHEREAS, a public hearing for the establishment of a Special Assessment District for street lighting was held coincident with this meeting and was prefaced by published and mailed notice as required by the Act and 1962 PA 162.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE TOWNSHIP OF MACOMB, MACOMB COUNTY, MICHIGAN:

1. It is hereby directed that a street light or lights shall be installed at Elan Estates Subdivision, which will illuminate streets, serving and benefiting the lot(s) and/or parcel(s) of land described in Exhibit "A".

2. A Special Assessment District consisting of the lot(s) and parcel(s) described in Exhibit "A" is hereby established and the cost for installation of said street lights(s) and all future electrical service be levied against the parcel(s) and/or lot(s) so described in direct proportion to the benefit conferred.

3. The annual electrical service charge is Five Thousand Six Hundred Twenty One dollars and 22/100 (\$5,621.22). Three times the annual cost is Sixteen Thousand Eight Hundred Sixty Four dollars and 00/100 (\$16,864.00). Total project cost is Forty Eight Thousand Six Hundred Twenty dollars and 00/100 (\$48,620.00). The petitioner contribution amount is Thirty One Thousand Seven Hundred Fifty Six dollars and 00/100 (\$31,756.00). The Townships at large contribution is zero dollars and 00/100 (\$0.00).

4. The Township Board shall hereafter annually determine the amount to be assessed in the district for lighting and shall direct the assessor to levy this amount. The assessment may be made either in a special assessment roll or in a column provided in the regular tax roll. The assessment shall be spread and become due and be collected at the same time as the other Township taxes are assessed, levied and collected and shall be returned in the same manner for nonpayment.

AYES: DUNN, MALBURG, BUCCI, KRZEMINSKI, NEVERS, KOEHS, BRENNAN.

NAYS: NONE

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ABSENT: NONE

**MICHAEL D. KOEHS, CMC
MACOMB TOWNSHIP CLERK**

RESOLUTION DECLARED ADOPTED.

PLANNING COMMISSION:

10. **Rezoning; Agricultural (AG) to Residential Estate One Family (R-1-E);**
Located on the northwest corner of 24 Mile and Foss Roads; Vaso
Gyftakis, Petitioner. Permanent Parcel No. 08-10-300-034.

Jerome R. Schmeiser, Community Planning Consultant, reviewed the request
and the recommendation for approval.

Petitioner Present: Vaso Gyftakis

Public Portion: None

**MOTION by KOEHS seconded by BUCCI to approve the rezoning request
from Agricultural (AG) to Residential Estate One Family (R-1-E) Permanent
Parcel No. 08-10-300-034.**

MOTION carried.

11. **Tentative Preliminary Plat (Revised); Wolverine Country Club
Subdivision;** Located at the northwest corner of 25 Mile and Luchtman
Roads; Wolverine 25 Mile, LLC, Petitioner. Permanent Parcel No. 08-05-
400-030

Jerome R. Schmeiser, Community Planning Consultant, simultaneously reviewed
agenda item numbers 11, 12 & 13 and the recommendation for approval.

Petitioner: Not present

Public Portion: None

**MOTION by KRZEMINSKI seconded by BUCCI to approve the Tentative
Preliminary Plat (Revised); Wolverine Country Club Subdivision Permanent
Parcel No. 08-05-400-030 conditioned upon fulfilling all the previous
conditions that apply to this proposal.**

MOTION carried.

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12. **Final Preliminary Plat (Revised); Wolverine Country Club Subdivision, Phase I;** Located at the northwest corner of 25 Mile and Luchtman Roads; Wolverine 25 Mile, LLC, Petitioner. Permanent Parcel No. 08-05-400-030

Jerome R. Schmeiser, Community Planning Consultant, simultaneously reviewed agenda item numbers 11, 12 & 13 and the recommendation for approval.

James VanTiflin, Township Engineer, indicated that the new phase lines will now put the detention pond in both phases 1 and 2.

Petitioner: Not present

Public Portion: None

MOTION by KRZEMINSKI seconded by MALBURG to approve the Final Preliminary Plat (Revised); Wolverine Country Club Subdivision, Phase I; Permanent Parcel No. 08-05-400-030 conditioned upon fulfilling all the previous conditions that apply to this proposal.

MOTION carried.

13. **Final Preliminary Plat (Revised); Wolverine Country Club Subdivision, Phase II;** Located at the northwest corner of 25 Mile and Luchtman Roads; Wolverine 25 Mile, LLC, Petitioner. Permanent Parcel No. 08-05-400-030

Jerome R. Schmeiser, Community Planning Consultant, simultaneously reviewed agenda item numbers 11, 12 & 13 and the recommendation for approval.

James VanTiflin, Township Engineer, indicated that the new phase lines will now put the detention pond in both phases 1 and 2.

Petitioner: Not present

Public Portion: None

MOTION by KRZEMINSKI seconded by NEVERS to approve the Final Preliminary Plat (Revised); Wolverine Country Club Subdivision, Phase II; Permanent Parcel No. 08-05-400-030 conditioned upon fulfilling all the previous conditions that apply to this proposal.

MOTION carried.

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14. **Final Plat; Gateway Village Estates Subdivision;** Located on the north side of 24 Mile Road east of Hayes. Sal-Mar Gateway Village Estates, Inc., Petitioner. Permanent Parcel No. 08-07-300-014

Jerome R. Schmeiser, Community Planning Consultant, reviewed the findings and recommendations for approval.

Petitioner Present: Randy Grimes from Fenn & Associates along with Salvatore and Joseph Biondo.

Public Portion: None

MOTION by DUNN seconded by NEVERS to approve the Final Plat for the Gateway Village Estates Subdivision and direct the Township Clerk to sign the Mylar. Permanent Parcel No. 08-07-300-014 conditioned upon fulfilling all the previous conditions that apply to this proposal.

MOTION carried.

OLD BUSINESS:

15. Introduction to Single Waste Hauler Documents – Informational Only

Lawrence Dloski, Township Attorney, indicated that the Board of Trustees previously authorized drafting documents to implement a single waste hauler program in the Township.

The documents were presented to the Board of Trustees at this meeting which include the service description and specifications, a proposed contract, advertisement for bids, instructions to bidders and the schedule for implementation of a single waste hauler program.

Once these documents have finally been approved, the Board will need to approve an ordinance which will be drafted by the Township Attorney based on these documents.

The documents that have been provided to a proposed single waste hauler are for review and consideration and will be discussed at the next Board of Trustees Meeting.

No action taken.

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16. **Model Permits; Gateway Village Estates Subdivision; Lot Numbers 37, 56, 57 & 58.** Located on the east side of Hayes Road, ¼ mile north of 24 Mile Road. Sal-Mar Gateway Village Estates, Petitioner.

Supervisor BRENNAN reviewed the request.

Petitioner Present: Salvatore Biondo and Joseph Biondo

Public Portion: None

MOTION by BUCCI seconded by KRZEMINSKI to approve the Model Permits for Gateway Village Estates Subdivision Lot Numbers 37, 56, 57 & 58.

MOTION carried.

NEW BUSINESS:

17. **Temporary 6 Month Certificate of Occupancy Requests; Romeo Plank Crossing;** Located on the southeast corner of Romeo Plank Road and 23 Mile Road; David Morelli, Petitioner. Permanent Parcel No.08-20-200-046.

- A. Fast Frame # 532
- B. Dollars & Sense Dollar Store

Supervisor BRENNAN reviewed the request.

Petitioner Present: David Morelli

Public Portion: None

MOTION by KOEHS seconded by BUCCI to approve the Temporary Certificate of Occupancy for a time period of six (6) months for Fast Frame #532 in the Romeo Plank Crossing. Permanent Parcel No.08-20-200-046.

MOTION carried.

MOTION by BUCCI seconded by DUNN to approve the Temporary Certificate of Occupancy for a time period of six (6) months for Dollars & Sense Dollar Store in the Romeo Plank Crossing. Permanent Parcel No.08-20-200-046.

MOTION carried.

18. Request to Revoke Industrial Facility Exemption Certificates;

- A. **Power Systems;** 51483 Quadrate Drive, Suite A, Certificate Number 00-085, Real and Personal Property, Effective for the 2001 Assessment Year, Vacated the location prior to 12/31/04.
- B. **American Die Corporation;** 51483 Quadrate Drive, Suite B, Certificate Number 00-172, Real & Personal Property, Effective for the 2001 Assessment Year, Vacated the Location prior to 12/31/04.

Supervisor BRENNAN reviewed the requests.

Public Portion: None

MOTION by KRZEMINSKI seconded by DUNN to adopt the resolution to revoke the Industrial facility exemption certificates for Power Systems; 51483 Quadrate Drive, Suite A, Certificate Number 00-085, Real and Personal Property, Effective for the 2001 Assessment Year, Vacated the location prior to 12/31/04. The resolution is as follows:

**Township Of Macomb
County of Macomb
State of Michigan**

**Resolution of the Board of Trustees
To Revoke the Industrial Facility Exemption Certificate for Power Systems**

At a regular meeting of the Macomb Township Board of Trustees that was called to order by Supervisor John D. Brennan on Tuesday, November 22, 2005 at 7:00 p.m., the following resolution was offered:

Whereas, an Industrial Facilities Exemption Certificate Number 00-085, Real and Personal Property, was granted to Power Systems at 51483 Quadrate Drive for the 2001 assessment year.

Whereas, Power Systems vacated the premises at 51483 Quadrate Drive, Suite A, Vacated the location prior to 12/31/04.

Now Therefore Be It Resolved; that the Macomb Township Board of Trustees hereby revokes the Industrial Facilities Exemption Certificate, Number 00-085, that was granted to Power Systems 51483 Quadrate Drive, Suite A, effective for the 2001 assessment year.

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Motion by Roger Krzeminski seconded by Janet Dunn that this resolution be adopted.

Ayes: Roger Krzeminski, Janet Dunn, Nancy Nevers, Dino F. Bucci, Jr., Marie Malburg, Michael Koehs and John Brennan

Nays: None

Absent: None

RESOLUTION DECLARED ADOPTED.

MOTION by DUNN seconded by KRZEMINSKI to adopt the resolution to revoke the Industrial facility exemption certificates for American Die Corporation; 51483 Quadrate Drive, Suite B, Certificate Number 00-172, Real & Personal Property, Effective for the 2001 Assessment Year, Vacated the Location prior to 12/31/04. The resolution is as follows:

**Township Of Macomb
County of Macomb
State of Michigan**

**Resolution of the Board of Trustees
To Revoke the Industrial Facility Exemption Certificate for American Die Corporation**

At a regular meeting of the Macomb Township Board of Trustees that was called to order by Supervisor John D. Brennan on Tuesday, November 22, 2005 at 7:00 p.m., the following resolution was offered:

Whereas, American Die Corporation an Industrial Facilities Exemption Certificate Number 00-172, Real & Personal Property, was granted effective for the 2001 assessment year.

Whereas, American Die Corporation vacated the premises at 51483 Quadrate Drive, Suite B, prior to 12/31/04.

Now Therefore Be It Resolved; that the Macomb Township Board of Trustees hereby revokes the Industrial Facilities Exemption Certificate, Number 00-172, that was granted to American Die Corporation at 51483 Quadrate Drive, Suite B, effective for the 2001 assessment year.

Motion by Janet Dunn seconded by Roger Krzeminski that this resolution be adopted.

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Ayes: Janet Dunn, Roger Krzeminski, Dino F. Bucci, Jr., Nancy Nevers, Marie Malburg, Michael Koebs and John Brennan

Nays: None

Absent: None

RESOLUTION DECLARED ADOPTED.

19. **Request to Schedule the Public Hearing Date; December 28, 2005; SAD; Street Lighting; Westminster Subdivision Phase I;** Located north of 22 Mile Road and ¼ Mile east of Hayes Road. Grand Sakwa Properties, Petitioner. Permanent Parcel No. 08-19-200-012.

Supervisor BRENNAN reviewed the request.

Public Portion: None

MOTION by DUNN seconded by KOEHS to approve the request to schedule the public hearing date for December 28, 2005 for the special assessment district; Street Lighting; Westminster Subdivision Phase I. Permanent Parcel No. 08-19-200-012.

MOTION carried.

Addition:

- 19A. **Model Permits; Chelsea Court Subdivision; Lot Numbers: 1, 2, 8 & 9;** Located south of 22 Mile Road approximately ½ mile west of Heydenreich Road ; Cornerstone Land Development, Co., Petitioner.

Supervisor BRENNAN reviewed the request.

Public Portion: None

MOTION by KEOHS seconded by BUCCI to approve the Model Permits Chelsea Court Subdivision Lot Numbers 1, 2, 8 & 9.

MOTION carried.

FIRE DEPARTMENT:

20. Request to purchase radios through State Homeland Security Grants

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Supervisor BRENNAN reviewed the request.

Public Portion: None

MOTION by KOEHS seconded by NEVERS to approve the request to purchase fourteen (14) radios through State Homeland Security for the total cost of this will be Thirty Six Thousand One Hundred Fifty Seven Dollars and 00/100 (\$36,157.00).

MOTION carried.

INFORMATION TECHNOLOGY DEPARTMENT:

21. Request to Purchase Monitoring Systems for Fire Station No. 3 & 4

James Koss, Informational Technology Director, reviewed the request.

Public Portion: None

MOTION by BUCCI seconded by NEVERS to approve the request to purchase Monitoring Systems for Fire Station Number 3 & 4 for the total cost of One Thousand Six Hundred Eighty Dollars and 00/100 (\$1,680.00) through Alarm Central Inc includes a three year contract.

MOTION carried.

Mr. Koss wished everyone a Happy Holiday.

WATER & SEWER DEPARTMENT:

22. Approval of Snow Equipment for New Dump Truck
(Tabled from the November 9, 2005 Board Meeting)

David Koss, Water and Sewer Department Superintendent, reviewed the request.

Public Portion: None

MOTION by DUNN seconded by MALBURG to approve the request to purchase the Snow Equipment for New Dump Truck through Knapheide Truck Equipment for the total cost of Seven Thousand Three Hundred Sixteen dollars and 00/100 (\$7,316.00)

MOTION carried.

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23. Request Approval to Pay Certificate # 5, 23 Mile Road Sanitary Sewer, Contract # 1, D'Agostini & Sons, Inc. MA03-015.

David Koss, Water and Sewer Department Superintendent, reviewed the request.

Public Portion: None

MOTION by KRZEMINSKI seconded by MALBURG to approve Pay Certificate # 5, 23 Mile Road Sanitary Sewer, Contract # 1, D'Agostini & Sons, Inc. MA03-015 for the total cost of One Hundred Ninety Six Thousand One Hundred Sixty Five dollars and 00/100 (\$196,165.00).

MOTION carried.

24. Request Approval to Pay Certificate #2, Marseilles Road Water Main Replacement and Sanitary Sewer, Salvatore Excavating Co. Inc., MA04-015.

David Koss, Water and Sewer Department Superintendent, reviewed the request.

Public Portion: None

MOTION by DUNN seconded by BUCCI to approve Pay Certificate #2, Marseilles Road Water Main Replacement and Sanitary Sewer, Salvatore Excavating Co. Inc., MA04-015 for the total cost of Two Hundred Thirteen Thousand Nine Hundred Seventy Nine Dollars and 46/100 (\$213,979.46)

MOTION carried.

25. Purchase Requisitions:
A. East Jordan Iron Works

David Koss, Water and Sewer Department Superintendent, reviewed the request.

Public Portion: None

MOTION by MALBURG seconded by KOEHS to approve the purchase requisition request through East Jordan Iron Works Inc. for hydrant maintenance materials for the total cost Three Thousand Three Hundred Fifty Eight dollars and 08/100 (\$3,358.08).

MOTION carried.

BOARD COMMENTS:

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AT 7:00 P.M.

26. Supervisor Comments:

Addition:

26a. Probation Employee Fire Department – Carrie Meyer

Supervisor BRENNAN reviewed the request.

Public Portion: Carrie Meyer, Township Probation Employee, addressed her concerns relating to the lack of office equipment and complications she is having with completing the job that she has been assigned to.

Ms. Meyer has tried to seek help relating to her concerns and as a result was not successful. Further, Ms. Meyer is confused as to the reasons why her employment with the Township is recommended for termination.

Lawrence Dloski, Township Attorney, indicated a probationary employee is an at-will employee, meaning that the employee during the course of probation can be terminated for any reason or no reason at all.

Further that the recommendation from the Township Attorney which the Township Board of Trustees has implemented over the last few years, is that the reason for discharge will not be given other than that the probationary employee's performance is unsatisfactory.

This preserves confidentiality of the employee and saves any possible embarrassment. There is no legal requirement that the Board has to give any specific reason other than the probationary employee is considered unsatisfactory.

MOTION by BUCCI seconded by KRZEMINSKI to terminate the employment of Carrie Meyer a probationary employee from the Township Fire Department.

FOR THIS MOTION: BUCCI, KRZEMINSKI, DUNN, NEVERS, MALBURG, KOEHS AND BRENNAN.

OPPOSED: NONE

ABSENT: NONE

MOTION carried.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING
HELD ON TUESDAY, NOVEMBER 22, 2005
AT 7:00 P.M.

Addition:

26b. Agreement for Street Lighting for the turn about located at 25 Mile Road and Hayes in conjunction with Shelby Township.

Supervisor BRENNAN reviewed the request.

Public Portion: None

MOTION by DUNN seconded by NEVERS to authorize the Township to enter into the street lighting agreement for the turn about located at 25 Mile Road and Hayes in conjunction with Shelby Township. The total cost of this project is not to exceed Two Thousand Seven Hundred Seventy Eight Dollars and 35/100 (\$2,778.35)

MOTION carried.

27. Clerk Comments:

Clerk KOEHS briefly updated the Board of Trustees on the new precinct map project that the Clerk's Department has been working on.

28. Treasurer Comments:

Marie Malburg, Township Treasurer, indicated that the tax bills are being mailed.

29. Trustees Comments: None

EXECUTIVE SESSION:

MOTION by KOEHS seconded by BUCCI to adjourn into executive session at 7:50 p.m.

MOTION carried. The Board of Trustees reconvened at 8:00 p.m.

30. Speir Easement Acquisition

MOTION by KOEHS seconded by NEVERS to authorize the Township Attorney to reject the case evaluation for the Speir Easement Acquisition.

MOTION carried.

ADJOURNMENT:

MOTION by DUNN seconded by BUCCI to adjourn at 8:00 p.m.

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING
HELD ON TUESDAY, NOVEMBER 22, 2005
AT 7:00 P.M.

MOTION carried.

Respectfully submitted,

John D. Brennan, Supervisor

Michael D. Koehs, CMC
Macomb Township Clerk
MDK/gmh